

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

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<b>ANTHONY N. MINCHELLA,</b>	:	
Plaintiff,	:	
	:	<b>CIVIL ACTION</b>
<b>v.</b>	:	
	:	<b>NO. 13-3823</b>
<b>SUN LIFE ASSURANCE COMPANY</b>	:	
<b>OF CANADA,</b>	:	
<b>Defendant.</b>	:	

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**ORDER**

AND NOW, this 23rd day of September 2013, upon consideration of Defendants' Motion to Dismiss (Doc. No. 3) and Plaintiff's response thereto (Doc. No. 5) it is hereby ORDERED that Defendant's Motion to Dismiss is GRANTED without prejudice. Plaintiff may amend his complaint without leave of this Court within 30 days of the entry of this Order. It is so ORDERED.

**BY THE COURT:**



CYNTHIA M. RUGE  
CYNTHIA M. RUFÉ, J.